

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

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DAVID L. STAPLES, )  
Petitioner, )  
vs. ) No. 2:19-cv-2547-SHM-tmp  
ANGELA M. OWENS, )  
Respondent. )

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ORDER DIRECTING PETITIONER TO FILE AN *IN FORMA PAUPERIS* AFFIDAVIT  
AND TRUST FUND ACCOUNT STATEMENT  
OR PAY THE HABEAS CORPUS FILING FEE

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On August 16, 2019, Petitioner David L. Staples, Bureau of Prisons register number 21695-076, incarcerated at the Federal Correctional Institution in Memphis, Tennessee, filed a *pro se* petition pursuant to 28 U.S.C. § 2241. (ECF No. 1.) However, Petitioner neglected to either pay the \$5.00 habeas filing fee or submit a proper *in forma pauperis* affidavit as per 28 U.S.C. § 1914(a).

Accordingly, Petitioner is ORDERED to pay the \$5.00 habeas corpus filing fee or submit a properly completed application to proceed *in forma pauperis* and a certified copy of his inmate trust account statement for the last six months within thirty (30) days after the date of this order.<sup>1</sup> The Clerk is directed to provide Petitioner with a copy of the prisoner affidavit along with this order.

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<sup>1</sup> In the interest of expediting this matter, Petitioner is advised that if his inmate trust account had a balance of at least \$25.00 on the date this petition was filed, an application to proceed *in forma pauperis* will be denied.

Failure to comply with this order in a timely manner will result in dismissal of this action without further notice for failure to prosecute pursuant to Fed. R. Civ. P. 41(b).

IT IS SO ORDERED this 23rd day of August, 2019.

s/ SAMUEL H. MAYS, JR.  
SAMUEL H. MAYS, JR.  
UNITED STATES DISTRICT JUDGE